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TO: Examiner Thong Vu (Art Unit: 2142)

FAX NO: (703)746-7240

DATE: January 7, 2003

FROM: David R. Schaffer

CLIENT/MATTER NO.: U.S. Pat. Appl. Serial No. 09/220,910 (Atty. Dkt. No.: 2207/6033)

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MESSAGE:

Dear Ex. Vu:

In response to our telephone conversation of this morning, I am providing the following proposed agenda for our after-final interview in the above-identified case.

1. Discuss § 112 rejection of claims 2 – 9, 12 – 15, 17 – 21, and 23 – 41. Specifically, recently affirmed case law does not require *in haec verba* agreement between the specification and the claims. See, All Dental Prod. LLC v. Advantage Dental Products, Inc., CAFC 02-1107 (10/25/02). *
2. Discuss inaccuracies in ¶ 3, page 2 of Office Action.
3. Discuss how the Krause and Watanabe combination does not support the § 103 rejection of claims 2 – 9, 12 – 15, 17 – 21, and 23 – 41, and how the claim language used in the rejection does not reflect the amended claim language from the prior response.
4. Discuss how the Bobo, II and Fabbio combination does not support the § 103 rejection of claims 2 – 15, 17 – 21, and 23 – 41, and how the claim language used in the rejection does not reflect the amended claim language from the prior response.

Please call me at your earliest convenience to schedule the interview. Applicant's attorney respectfully requests that both you and your supervisory patent examiner attend the interview. I can be reached at (202) 220-4263.

Thank you,

David R. Schaffer

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